



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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**GROUP 3600**

APPLICANT: G. I. Negueloua

SERIAL NO: 09/784,693

GROUP ART UNIT: 3763

FILED: 02/15/2001

EXAMINER: Hartmann, Gary S.

FOR: "Improved Cap Sealer for Caulked Joints"

ATTORNEY DOCKET NO: A00360US (98448.2)

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**RESPONSE**

Mail Stop Responses  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

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TECHNOLOGY CENTER R3700

Sir:

This is a response to the Office Action dated March 18, 2003. There are presently 12 claims pending in the case and all claims stand rejected. This response is being submitted as a result of an action wherein the Examiner reopened the prosecution and issued a non-final action. Applicant has opted to prepare a response under 37 C.F.R. 1.111 at this time.

**REMARKS**

This is in response to the Office Action dated March 18, 2003. There are presently 12 claims pending in the case and all claims stand rejected. Applicant is submitting this response to the non-final action in order to place the case in condition for allowance.

In the office action, the Examiner rejected claims 1 - 12 under 35 U.S.C. 103(a) as being unpatentable over a patent to Marble ('968 patent) in view of Jobe et al. ('514 patent) and a patent to Barton et al. ('260 patent).

Furthermore the Examiner rejected claims 1 - 12 under 35 U.S.C. 103(a) as being unpatentable over Marble ('968 patent) in view of any of Hahn ('507 patent); Treister et al. ('214 patent); Negola et al. ('353 patent); Parkinson ('643 patent); Boyce ('334 patent); Speer et al. ('115 patent); Hughes ('819 patent); Montalbano ('538 patent); and/or Winter, IV ('855 patent). Applicant acknowledges rejection of the Examiner and respectfully traverses.